

Honorable Mark D. Boughton, Mayor  
Common Council Members

Mayor Mark D. Boughton called the Common Council Meeting to order at 7:30PM on Thursday, November 6, 2008.

**Present were Council members:** Louise P. McMahon, Shay Nagarsheth, James H. Johnson, Duane E. Perkins, Fred Visconti, Benjamin Chianese, John J. Esposito, Thomas J. Saadi, Joseph M. Cavo, Paul T. Rotello, Jane Diggs, Mary Teicholz, Robert F. Arconti, Jack Knapp, Warren M. Levy, Robert Riley, Gregg Seabury, Colleen A. Stanley, Philip Curran and Charles Trombetta

**PRESENT 20: 1 ABSENT:**

Councilman Calandrino was out of the country.

Also present were Jean Natale, City Clerk; Robert J. Yamin, Corporation Counsel and Laszlo L. Pinter, Deputy Corporation Counsel.

**PLEDGE OF ALLEGIANCE TO THE FLAG & PRAYER:**

Councilman Arconti led everyone in the room in the Pledge of Allegiance. Councilwoman Teicholz led everyone in the room in a prayer.

**PUBLIC PARTICIPATION:**

Cathleen (inaudible)- 29 Deepwood Dr. spoke on item #19  
Dennis Fitzgerald- 37 Pocono Lane spoke on #19  
Christine Bojarczyk-7 Mountainview Rd. spoke on item #19  
Louise Strohmeier- 28 Sunrise Rd. spoke on item #19  
Nick Metaxas- 32 Sunrise Rd.. spoke on item #19  
Karl Schemmel- 2 Sunrise Rd. spoke on item #19  
Penny Lovalvo- 18 Pocono Lane spoke on item #19  
Public Participation closed at 7:50PM.

**MINUTES** – Councilman Cavo moved to accept the minutes of and to waive the reading of same, as Council members have copies and copies are also on file in the City Clerk's Office.  
Seconded by Councilman Perkins. **Motion passed by unanimous vote.**

**CONSENT CALENDAR-** Councilman Seabury presented the following items for the Consent Calendar:

2. Receive the communication and confirm the appointment of Renee Paley-Bain to the Lake Kenosia Commission, with a term to expire May 1, 2009.
3. Receive the communication and confirm the appointment of Derek Benjamin Roy to serve as an Alternate Member of the Environmental Impact Commission, with a term to expire December 1, 2010.
4. Receive the communication and accept the various donations to The Department of Elderly Services and transfer them to line item 5002.6000 donations and send appropriate letters of thanks.
5. Receive the communication and accept the donation of 1,500 feet of 24-Strand, Single Mode Fiber Optic Cable worth \$3,000.00 from the Federal Correctional Institution and send appropriate letter of thanks.

6. Receive the communication and accept the various donations to The Fire Department and deposit the \$100.00 to account number 6000.2010001 and send appropriate letters of thanks.

9. Receive the communication and adopt the Resolution authorizing the City of Danbury, through the Office of Corporation Counsel to acquire sewer, water and telecommunications easements, in relation to the West Side Interceptor.

10. Receive the communication and adopt the Resolution authorizing the City of Danbury, through the Office of Corporation Counsel to acquire the property rights for Pocono Lane/Mountainview Road.

12. Receive the communication and adopt the Resolution authorizing Mayor Mark D. Boughton to enter into or amend contractual instruments, with the Department of Social Services of the State of Connecticut for a Child Day Care program.

14. Receive the communication and adopt the Resolution authorizing Mayor Mark D. Boughton to apply for and accept grant funds from the State of Connecticut Department of Transportation, Division of Highway Safety. The total cost of the DUI enforcement program is \$46,200 with a 25% local match.

15. Receive the communication and approve the request for a fire hydrant for proposed development at 55 State Street, subject to compliance with the standard City Engineering and Public Utility Dept's design specs, construction and inspection as well as the submission of plans and documents satisfactory to Corporation Counsel.

17. Receive the report and take no action.

18. Receive the report and approve the recommendations of the committee.

20. Receive the report and refer to a Public Hearing.

21. Receive the report and refer to a Public Hearing.

Councilman Saadi moved to accept the Consent Calendar as presented. Seconded by Councilman Cavo. **Motion passed by unanimous vote.**

1 - COMMUNICATION - [BOE - Teachers Contract](#)

Councilwoman McMahon moved to refer to a meeting of the whole , with the Superintendent of Schools, Directors of Finance from both School and City, Representative of the Board of Education, Representative from the Mayors Office and a representative from the teachers union.

2 - COMMUNICATION - [Appointment to the Lake Kenosia Commission](#)

The communication was received on the Consent Calendar and the appointment confirmed.

3 - COMMUNICATION - [Appointment to the Environmental Impact Commission](#)

The communication was received on the Consent Calendar and the appointment confirmed.

- 4 - COMMUNICATION - [Donations to the Department of Elderly Service](#)  
The communication was received on the Consent Calendar and the donations accepted.
- 5 - COMMUNICATION - [Donation to Traffic Unit - Engineering Department](#)  
The communication was received on the Consent Calendar and the donation accepted.
- 6 - COMMUNICATION - [Donations to the Fire Department](#)  
The communication was received on the Consent Calendar and the donations accepted.
- 7 - COMMUNICATION - [Danbury-Bethel Interlocal Utilities Agreement](#)  
Councilman Cavo moved to refer back to the existing Ad Hoc with Corporation Counsel, Director of Public Works, Director of Finance, Director of Planning and a referral to a Public Hearing. The Committee members are Councilmen Calandrino, Knapp and Visconti.
- 8 - COMMUNICATION - [Request for Sidewalk Easement - Osborne Street](#)  
Councilwoman Stanley moved to refer to the City Engineer for a report.
- 9 - RESOLUTION – [Acquisition of Property – Westside Sewer Interceptor](#)  
The communication was received on the Consent Calendar and the Resolution adopted.
- 10 - RESOLUTION - [Acquisition of Property - Pocono Lane/Mountainview Road](#)  
The communication was received on the Consent Calendar and the Resolution adopted.
- 11 - RESOLUTION - [Public Safety Interoperable Communications Grant](#)
- 12 - RESOLUTION - [Before and After School Program](#)  
The communication was received on the Consent Calendar and the Resolution adopted.
- 13 - RESOLUTION - [Fire Department Grant - State Farm](#)  
Councilman Johnson moved to receive the report and adopt the Resolution. Councilman Nagarsheth seconded the motion. Motion passed by unanimous vote.
- 14 - RESOLUTION - [2009 Comprehensive DUI Enforcement Program](#)  
The communication was received on the Consent Calendar and the Resolution adopted.
- 15 - REPORT - [Fire Hydrant - 55 State Street](#)  
The communication was received on the Consent Calendar and the Resolution adopted.
- 16 - REPORT - [Sanitary Sewer Extension - \(Short, Lombardi and Concord Streets\)](#)  
Councilman Curran moved to refer to a public hearing.
- 17 - REPORT - [Sanitary Sewer Extension - Various Projects](#)  
The report was received on the Consent Calendar and no action taken.
- 18 - REPORT & ORDINANCE - [Amendment to Code of Ordinances 19-4](#)  
The report was received on the Consent Calendar and the recommendations approved.
- 19 - AD HOC REPORT - [Exchange of Land - Pocono Lane](#)  
Councilman Knapp read the report. Councilman Cavo moved to receive the report and adopt the recommendations of the Ad Hoc Committee, including the acquisition of Schedule A, 1 of 2 and 2 of 2, from item #10 on the agenda together with the deed for the triangular parcel of land to Four Star Realty with the reservation of easement be retained by the City.  
Councilman Johnson seconded the motion. Discussion followed. Antonio Iadarola, P.E.,

Director of Public Works provided information regarding the concerns residents Mr. Layok and Mrs. Bojarczyk. City owned trees would be removed and a hard and soft barrier would be installed, at the expense of the City and that it is not anticipated that trees owned by Mrs. Bojarczyk would be removed. Placing some plantings in the front of the hard barrier would soften the effect. Groundwater is not impacted and the zone change was not related to the Pocono Lane issue. Mr. Iadarola stated that he will do his best to alleviate the concerns of the neighbors.

Councilmen Cavo and Saadi acknowledged that while it is not a perfect solution, it is the best that could be developed. The residents have waited for a long time for a resolution to the safety issues that were raised. The one-way connection should alleviate concerns of the residents exiting Pocono Lane and the installation of a speed bump would discourage potential speeding. **Motion passed by unanimous vote.**

20 - AD HOC REPORT - [Historical Property Study](#)

The report was received on the Consent Calendar and referred to a Public Hearing.

21 - AD HOC REPORT & ORDINANCE - [Removal of Private Debris](#)

The report was received on the Consent Calendar and referred to a Public Hearing.

22 - DEPARTMENT REPORTS - [Police, Fire, Health-Housing & Welfare, Dream Homes, Public Works, Permit Center, Unit, Elderly Services, Library](#)

Councilman Cavo moved to waive the reading of the Department Reports as all members have copies and additional copies are on file in the City Clerk's Office. Council Rotello seconded the motions. **Motion passed by unanimous vote.**

All committees were extended.

There being no further business to come before the Common Council a motion was made at 8:14PM by Councilman Seabury to adjourn the meeting. Councilman Nagarsheth seconded the motion. **Motion passed by unanimous vote.**

Respectfully submitted,

Doratheia Gulya-Stasny  
Recording Secretary

Attest,  
Mayor Mark Boughton